

STAND. COM. REP. NO.

1441

Honolulu, Hawaii

MAR 25 , 2021

RE: S.B. No. 806  
H.D. 1

Honorable Scott K. Saiki  
Speaker, House of Representatives  
Thirty-First State Legislature  
Regular Session of 2021  
State of Hawaii

Sir:

Your Committee on Judiciary & Hawaiian Affairs, to which was referred S.B. No. 806, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL LANDS,"

begs leave to report as follows:

The purpose of this measure is to require the Attorney General, on behalf of the Department of Education, to:

- (1) Institute proceedings to acquire certain land owned by the Mililani Town Association by voluntary action or condemnation; and
- (2) Indemnify the Mililani Town Association for all claims and liabilities against the Mililani Town Association that may arise concerning the property until the process is complete.

Your Committee received testimony in support of this measure from the Department of Education. Your Committee received comments on this measure from the Department of the Attorney General.

Your Committee finds that Mililani Town Association owns parcels of land near Mililani High School. The Department of Education intends to use the land to provide an access ramp that

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is compliant with the Americans with Disabilities Act for the benefit of students, staff, family members, and the general public. Your Committee finds that this measure provides a legal process for the acquisition of the parcels of land by the State.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 806, H.D. 1, and recommends that it be referred to your Committee on Finance.

Respectfully submitted on  
behalf of the members of the  
Committee on Judiciary &  
Hawaiian Affairs,

  
MARK M. NAKASHIMA, Chair

HSCP1441

<b>Bill/Resolution No.:</b>	<b>Committee Referral:</b>	<b>Date:</b>		
SB 806, HDI	EDN/WAI, JHA, FIN	3-23-21		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
<b>The recommendation is to:</b> <input checked="" type="checkbox"/> Pass, unamended (as is) <input type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
JHA Members	Ayes	Ayes (WR)	Nays	Excused
1. NAKASHIMA, Mark M. (C)	✓			
2. MATAYOSHI, Scot Z. (VC)	✓			
3. ICHIYAMA, Linda	✓			
4. KOBAYASHI, Dale T.	✓			
5. LoPRESTI, Matthew S.	✓			
6. LOWEN, Nicole E.	✓			
7. McKELVEY, Angus L.K.	✓			
8. NAKAMURA, Nadine K.	✓			
9. TAKUMI, Roy M.				✓
10. TODD, Chris	✓			
11. TOKIOKA, James Kunane	✓			
12. WARD, Gene	✓			
TOTAL (12)	11	0	0	1
<b>The recommendation is:</b> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. committee acronym(s)				
<b>Vice Chair's or designee's signature:</b> _____				
<b>Distribution:</b> Original (White) – Committee            Duplicate (Yellow) – Chief Clerk's Office            Duplicate (Pink) – HMSO				